



# City Council Agenda

Council President  
**Henry Perea**

Councilmembers

**Tom Boyajian**  
**Brian Calhoun**  
**Brad Castillo**

**Jerry Duncan**  
**Sal Quintero**  
**Daniel Ronquillo**, Acting President

City Manager  
**Daniel G. Hobbs**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, JULY 17, 2001**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.**

**8:45 A.M.     JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

## **COUNCIL/AGENCY ROLL CALL**

Invocation by Jan Van Oosten, Senior Pastor of the New Covenant Community Church

Pledge of Allegiance to the Flag

Resolution of Commendation to Sudarshan Kapoor - Councilmembers Castillo and Duncan

Resolution of Commendation to John Ferdinandi - Councilmember Calhoun

Approve Agency minutes of June 19 and 26, 2001

**Action Taken:**

***\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

## **AGENCY GENERAL ADMINISTRATION**

- A. Consider approving a Professional Services Agreement between the Redevelopment Agency and RRM Design Group to prepare bid-plan specifications and estimate for the Uptown Arts District Streetscape in the Fulton Redevelopment Area (*Agency action*)

*Action Taken:*

## **ADJOURN**

**COUNCIL ACTION ON UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

Approve Council minutes of June 26, 2001

*Action Taken:*

Approve Agenda

*Action Taken:*

Adopt Consent Calendar

*Action Taken:*

## **TIME SCHEDULED HEARINGS AND MATTERS**

- 9:45 A.M.** Appearance by Edward Echols to discuss parking conditions in front of his residence located at 330 N. Fulton Street

*Action Taken:*

- a. Report to City Manager regarding a request to appear by Edward Echols - Public Works Dept.

*Action Taken:*

- 9:50 A.M.** Appearance by Nasar Salem to discuss the moratorium placed on the opening of car dealerships in the City of Fresno and the hardship placed on his business located at 2320 N. Blackstone Avenue

*Action Taken:*

**\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

<b>TIME SCHEDULED HEARINGS AND MATTERS CONTINUED</b>
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**9:55 A.M.** Appearance by Rick Flores to discuss the proposed increase in transit fees

**Action Taken:**

**10:00 AM#1 HEARING** to consider Plan Amendment No. A-01-01, Rezoning Application No. R-01-02, and related Environmental Assessment, filed by Westcal, Inc., for property located on the west side of N. Willow Avenue between E. Behymer and E. Perrin Avenues

***(Request to continue to 8/21/2001 @ 10:15 a.m.)***

**Action Taken:**

**10:00 AM#2** Direct staff to evaluate alternative for augmenting the City of Orange Cove water supply for economic development purposes only. Return to Council with a report within 30 days - Council President Perea

**Action Taken:**

**10:15 A.M. HEARING** to consider Rezoning Application No. R-01-001, and related environmental findings, filed by Valley Finest Products, Inc., for 2.13 acres of property located on the northside of W. San Jose Avenue between N. Palm and N. Maroa Avenues ***(Property located in District 2)***

**Action Taken:**

1. Consider and adopt Negative Declaration for Environmental Assessment No. T-4997, R-01-001, C-01-004, dated May 30, 2001

**Action Taken:**

2. **BILL** - Amending the Official Zone Map to rezone property from the R-1-AH to the R-1 zone district

**Action Taken:**

**10:30 A.M. HEARING** to consider Tract Map No. 4723 and Rezoning Application No. R-00-19, and related environmental findings, filed by Bob and Karen McCaffrey, for 30.96 acres, located on the northeast corner of W. Alluvial and W. River Vista Drive ***(Property located in District 2)***

**Action Taken:**

1. Consider and adopt Mitigated Negative Declaration for Environmental Assessment No. TT-4723, R-00-19

**Action Taken:**

2. **BILL** - Amending the Official Zone Map to rezone property from the AE-20/BP/UGM zone district to R-1-C/BP/UGM zone district

**Action Taken:**

**10:45 A.M. RESOLUTION** - Approve Final Map of Tract No. 4995, and accepting dedicated public uses therein, a 34-lot single-family residential subdivision on approximately 9.8 acres of property located on the west side of North Armstrong Avenue and north of East Kings Canyon Avenue - Development Dept.

**Action Taken:**

***\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**11:00 A.M. HEARING -** Relating to Final Report of Blue Ribbon Commission on reformation of competitive bidding of public construction projects and direction to staff to return with review and comments regarding implementation of Commission recommendations

**Action Taken:**

**2:00 P.M. #1** **CONTESTED CONSENT CALENDAR**

**2:00 P.M. #2** **CLOSED SESSION**

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -**  
Government Code Section 54956.9, Subdivision (b)(1)

**Significant Exposure to Litigation:**

1. Claim of Laura Ferris RM No. 20010568
2. Claim of Scott Ellis
3. John and Lupe Flores; dba Yahweh's Best Recycling v. City of Fresno

**Action Taken:**

**B. CONFERENCE WITH LABOR NEGOTIATOR -** Government Code Section 54957.6  
**City Negotiator(s):** Jorge Aguiniga, Andrew T. Souza and Severo Esquivel

**Employee Organization(s):**

1. International Union of Operating Engineers, Stationary Engineers Local 39 (Local 39)
2. Fresno City Employees Association (FCEA)
3. Fresno Police Officers Association Non-Supervisory Police (FPOA)
4. International Association of Firefighters, Local 753 Non-Management Fire (IAFF)
5. Amalgamated Transit Union, Local 1027 (ATU)
6. International Brotherhood of Electrical Workers Local 100 (IBEW)
7. Fresno Police Officers Association Police Management (FPOA)
8. International Association of Firefighters, Local 753 Fire Management (IAFF)
9. Fresno Airport Peace Officers/Firefighters Association (FAPOFA)
10. City of Fresno Professional Employees Association (CFPEA)
11. City of Fresno Management Employees Association (CFMEA)

**Action Taken:**

**C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -** Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** City of Fresno v. Civic Center Square, Inc., Glendale Federal Bank (Cal Fed Bank)

**Action Taken:**

**D. CONFERENCE WITH LEGAL COUNCIL - DECIDING WHETHER TO INITIATE LITIGATION -** Government Code Section 54956.9, Subdivision (c)

1. One potential case - case name unspecified. (Disclosure of title would either jeopardize ability to effectuate service of process or jeopardize ability to conclude existing settlement negotiations to City's and Agency's advantage)

**Action Taken:**

**\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**3:30 P.M.** Consideration and adoption of MFS Resolution amendment to eliminate one-hour free parking in Parking Maintenance No. 1

**Action Taken:**

- a. \* **RESOLUTION** - 384th amendment to MFS Resolution No. 80-420 to amend the Parking Maintenance District No. 1 short-term daily rates and re-invest revenue generated into downtown parking

**Action Taken:**

**3:45 P.M.** **BILL NO. B-60 (Intro. 6/26/01) (For adoption)** - Approve Amendment No. 1 to a Development Agreement between the City of Fresno and Zacky Farms, Inc., and others, relating to a proposed transfer of the Belgravia chicken plant and facilities to Foster Farms - Development Dept.

**Action Taken:**

**4:20 P.M.** \* **BILL - (For Introduction)** - Adding Section 10-1018 of the Fresno Municipal Code relating to private parking facilities - Council President Perea

**5:30 P.M.#1** **HEARING** to consider proposed modification to Conditional Use Permit Application No. C-00-232, filed by Consolidated Industries, Inc., property located at 9460 N. Sommerville Drive  
(Property located in District 6)

**Action Taken:**

1. Consider and adopt Categorical Exemption issued for Environmental Assessment No. C-00-232

**Action Taken:**

2. **RESOLUTION** - Amending the Woodward Park Community Plan

**Action Taken:**

**5:30 P.M.#2** **HEARING** to consider Council District Redetermination Report and introduction of ordinance to adopt new Council district boundaries - Development Dept.

**Action Taken:**

1. **BILL - (For introduction)** - Adopt the boundaries identified in the Council District Determination Report

**Action Taken:**

2. **BILL - (For introduction)** - Adopt the boundaries identified in the Revision "A" Alternative

**Action Taken:**

**1A. **GENERAL CONSENT CALENDAR****

**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)**

1. Award a requirements contract for compact pickup trucks - Purchasing Division

**Action Taken:**

**\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

1A.

**GENERAL CONSENT CALENDAR CONTINUED**

2. Award a requirements contract for ½ ton pickup trucks - Purchasing Division  
**Action Taken:**
3. Award a contract for Hughes/West diagonal sewer and water installation - Purchasing Division  
**Action Taken:**
4. Award a requirements contract for joint restraints - Purchasing Division  
**Action Taken:**
5. Award a requirements contract for tapping sleeves and tapping gate valves - Purchasing Division  
**Action Taken:**
6. **RESOLUTION** - Authorizing the County of Fresno to submit to the California Integrated Waste Management Board a regional application for a household hazardous waste facility to serve the region, including the City of Fresno - Dept. of Public Utilities  
**Action Taken:**
7. **RESOLUTION** - Concerning Local Transportation Purpose Funds “Measure C” - Dept. of Admin. Services/Finance Division  
**Action Taken:**
8. **RESOLUTION** - Approving the summary vacation of a portion of Palo Alto Avenue between Bryan and Hayes Avenues and Bryan Avenue between Herndon and Palo Alto Avenues - Public Works Dept./Engineering Division  
**Action Taken:**
9. Adopt resolutions pertaining to proposed City of Fresno Community Facilities District No. 5 (Foundry Park Public Improvements Project) - Public Works Dept./Engineering Division
  - a. **RESOLUTION** - Of intention to establish Community Facilities District No. 5 (Foundry Park Public Improvement Project) and to authorize the levy of a special tax within the proposed district  
**Action Taken:**
  - b. **RESOLUTION** - Of intention to incur a bonded indebtedness in an amount not to exceed \$1,400,000 within proposed Community Facilities District No. 5 (Foundry Park Public Improvements Project)  
**Action Taken:**
10. Accept Master Agreement administering Agency-State Agreement No. 06-000060 State funded projects - Public Works Dept./Engineering Division  
**Action Taken:**
11. Approve Agreement with Provost & Pritchard Engineering Group, Inc., for professional services for the relocation of water, sewer, and street lighting facilities from Route 180 between Chestnut Avenue and Clovis Avenue - Public Works Dept./Capital Mgmt. Division  
**Action Taken:**

**\* ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION**

1A. **GENERAL CONSENT CALENDAR CONTINUED**

12. **RESOLUTION** - Approving the Final Map for Tract No. 4964 and accepting dedicated public uses therein; for a 12-lot single-family residential subdivision on approximately 4.6 acres of property located on the east side of N. Marks Avenue between E. Herndon and E. Sierra Avenues - Development Dept.

**Action Taken:**

13. \* **RESOLUTION** - Appropriating \$2,300 of District 5's budget for Fresno Police Department's 100<sup>th</sup> year anniversary - Councilmember Quintero

**Action Taken:**

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. Accept the Annual Report on the performance of Calcot, LTD., in complying with the terms and conditions of their Project Development Agreement - Public Works Dept./Engineering Division

**Action Taken:**

1. \* **RESOLUTION** - Approving the reclassification of contingency appropriations in the Public Works capital budget for the payment to Calcot Ltd. (*Requires 5 affirmative votes*)

**Action Taken:**

- B. Request to set date and time for workshop with the Human Relations Commission

**Action Taken:**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct the City Attorney look into changing the City ordinance to impose a high fine on people that cause permanent damage to property as the result of graffiti - Councilmember Boyajian

**Action Taken:**

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

*\* ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION*

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

### **SCHEDULED COUNCIL HEARINGS AND MATTERS**

- July 24 - 9:00 A.M.** Presentation of P.R.I.D.E. Team certificates for the Summer Quarter (*Reception immediately following, 2<sup>nd</sup> floor foyer*)
- July 24 - 10:00 A.M.** Report on special southeast UGM district and setting aside fees for five stations from 3 developments - Councilmember Quintero
- July 24 - 3:00 P.M.** **HEARING** re: on proposed increase in Transit fees
- July 31 - 10:00 A.M.** **HEARING** re: CFD No. 2, Annexation No. 28
- July 31 - 5:30 P.M.** **HEARING** re: Text Amendment No. TA-00-02 relating to group homes
- Aug 7 - NO MEETING - COUNCIL VACATION**
- Aug. 14 - NO MEETING - COUNCIL VACATION**
- Aug. 21 - 10:00 A.M.** **HEARING** re: resolutions for CFD No. 5 (Foundry Park)
- Aug. 21 - 10:15 A.M.** **CONTINUED HEARING** re: Plan Amendment No. A-01-01, Rezone Appl. No. R-01-02, filed by Westcal, Inc.
- Aug. 28 - 10:00 A.M.** Study Session on Housing Programs
- Sept. 4 - NO MEETING - COUNCIL VACATION**
- Sept 11 - NO MEETING - COUNCIL VACATION**

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